



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	William E. Saltzstein; Ward A. Silver	Confirmation No.	5287
Serial No.:	09/898,754	Docket No.:	1023-121US02
Filed:	July 3, 2001	Customer No.:	28863
Examiner:	George Robert Evanisko	Group Art Unit:	3762
Title:	METHOD AND APPARATUS FOR REMOTE WIRELESS COMMUNICATION WITH A MEDICAL DEVICE		

PRELIMINARY AMENDMENT

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
OCT 07 2004
TECHNOLOGY CENTER R3762

Dear Sir:

In response to the Office Action mailed April 1, 2004, the period of response for which has been extended to run through October 1, 2004, Applicants submit this Preliminary Amendment with a Request for Continued Examination (RCE) filing. This Preliminary Amendment constitutes the submission required under 37 C.F.R. § 1.114. Prior to continued examination, please amend the application as follows.

Amendments to the Specification begin on page 2 of the paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 20 of this paper.

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03/11/2005 MHASHING 00000003 501776 09698754

PATENT APPLICATION FEE DETERMINATION RECORD

Effective October 1, 2000

Application or Docket Number

09898754

CLAIMS AS FILED - PART I

(Column 1)	(Column 2)
TOTAL CLAIMS	73
FOR	NUMBER FILED
TOTAL CHARGEABLE CLAIMS	73 minus 20 = 53
INDEPENDENT CLAIMS	11 minus 3 = 8
MULTIPLE DEPENDENT CLAIM PRESENT	<input type="checkbox"/>

SMALL ENTITY
TYPE OR OTHER THAN
SMALL ENTITY

RATE	FEES	RATE	FEES
BASIC FEE	355.00	OR BASIC FEE	710.00
X\$ 9=		OR X\$18=	954
X40=		OR X80=	640
+135=		OR +270=	
TOTAL		OR TOTAL	2304

* If the difference in column 1 is less than zero, enter "0" in column 2

9/24/01 CLAIMS AS AMENDED - PART II

(Column 1)	(Column 2)	(Column 3)
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR PRESENT EXTRA
Total	73	Minus .. 73 =
Independent	11	Minus ... 11 =
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>		

SMALL ENTITY
TYPE OR OTHER THAN
SMALL ENTITY

RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
X\$ 9=		OR X\$18=	
X40=		OR X80=	
+135=		OR +270=	
TOTAL ADDIT. FEE		OR TOTAL ADDIT. FEE	

1/22/04 (added 74-79)

(Column 1)	(Column 2)	(Column 3)
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR PRESENT EXTRA
Total	79	Minus .. 73 = 6
Independent	13	Minus ... 11 = 2
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>		

RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
X\$ 9=		OR X\$18=	108.00
X40=		OR X80=	172.00
+135=		OR +270=	
TOTAL ADDIT. FEE		OR TOTAL ADDIT. FEE	280.00

10/1/04 (added 80-111)

(Column 1)	(Column 2)	(Column 3)
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR PRESENT EXTRA
Total	94	Minus .. 79 = 15
Independent	13	Minus ... 13 =
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>		

RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
X\$ 9=		OR X\$18=	270
X40=		OR X80=	
+135=		OR +270=	
TOTAL ADDIT. FEE		OR TOTAL ADDIT. FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

091898754

PTO/SB/06 (08-03)

Approved for use through 7/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PATENT APPLICATION FEE DETERMINATION RECORD

Substitute for Form PTO-875

Application or Docket Number

CLAIMS AS FILED – PART I

FOR	NUMBER FILED	NUMBER EXTRA
BASIC FEE (37 CFR 1.16(a))		
TOTAL CLAIMS (37 CFR 1.16(c))	minus 20 =	•
INDEPENDENT CLAIMS (37 CFR 1.16(b))	minus 3 =	•
MULTIPLE DEPENDENT CLAIM PRESENT		(37 CFR 1.16(d))

* If the difference in column 1 is less than zero, enter "0" in column 2.

SMALL ENTITY	
RATE	Fee
X \$ ____ =	
X \$ ____ =	
+ \$ ____ =	
TOTAL	

OTHER THAN
SMALL ENTITY

* If the difference in column 1 is less than zero, enter "0" in column 2.

TOTAL

3/2/05 CLAIMS AS AMENDED - PART II
(Column 1) (Column 2)

Column 1) (Column 2) (Column 3)

		Column 1)	(Column 2)	(Column 3)
AMENDMENT A		CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(c))	94	Minus	94 = 1
	Independent (37 CFR 1.16(b))	13	Minus	13 = 1
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				

SMALL ENTITY	
RATE	ADDITIONAL FEE
X \$ ____ =	
X \$ ____ =	
+ \$ ____ =	
TOTAL ADD'L FEE	

OTHER THAN
SMALL ENTITY

		(Column 1)	(Column 2)		(Column 3)
AMENDMENT B		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(c))	*	Minus	**	=
	Independent (37 CFR 1.16(b))	*	Minus	***	=
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				

RATE	ADDITIONAL FEE
X \$ ____ =	
X \$ ____ =	
+ \$ ____ =	
TOTAL ADD'L FEE	

DATE	ADDITIONAL FEE

	(Column 1)	(Column 2)	(Column 3)	
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(c))	Minus	**	=
	Independent (37 CFR 1.16(b))	Minus	***	=

RATE	ADDITIONAL FEE
X \$ ____ =	
X \$ ____ =	
+ \$ ____ =	
TOTAL ADD'L FEE	

ATE	ADD TIONAL FEE

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

... If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
... If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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